

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

A REQUEST FOR CONFIDENTIALITY OF)	
MONTHLY COAL REPORTS OF EAST)	CASE NO. 10073
KENTUCKY POWER COOPERATIVE, INC.)	

O R D E R

On September 18, 1987, East Kentucky Power Cooperative, Inc., ("EKP") by letter from its President and General Manager, sought Commission approval to submit a portion of its current fuel adjustment clause monthly report in two parts, one of which would be treated as confidential material and not available for public inspection. The information to be filed on a confidential basis would be the breakdown of coal costs and transportation costs, where applicable, although the combined costs would still be available for public inspection. EKP is of the opinion that public release of this cost breakdown hinders its ability to obtain the lowest priced coal.

On review of the request and upon consideration, the Commission finds that:

(1) The monthly fuel adjustment clause information is filed pursuant to 807 KAR 5:056 and has always been treated as publicly available information.

(2) The Commission has recently considered and rejected a similar request by Kentucky Power Company in Case No. 9674.¹ That case should be incorporated herein by reference.

(3) EKP's request should be treated as an application for confidential treatment pursuant to 807 KAR 5:001, Section 7, and EKP should be given further opportunity to support its proposal. EKP's letter contains insufficient evidence to render a decision.

IT IS THEREFORE ORDERED that:

(1) This case be and it hereby is established to consider EKP's request to modify its monthly fuel adjustment clause report and treat a portion of the information confidential pursuant to 807 KAR 5:001, Section 7.

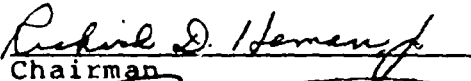
(2) The entire record in Case No. 9674 be and it hereby is incorporated herein by reference.

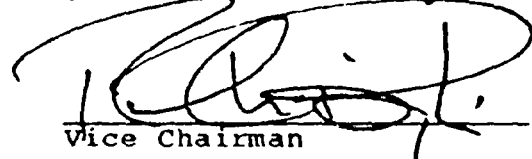
(3) EKP should file supplemental information to support its request by November 20, 1987, in the form and manner set out in 807 KAR 5:001, Section 7.

¹ "A Petition for Confidentiality of Coal Supply and Coal Transportation Contracts of Kentucky Power Company," December 22, 1986.

Done at Frankfort, Kentucky, this 11th day of November, 1987.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Executive Director